

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

U.S. EQUAL EMPLOYMENT  
OPPORTUNITY COMMISSION,

Plaintiff,  
and

UMME-HANI KHAN,

Plaintiff-Intervenor,

vs.

ABERCROMBIE & FITCH STORES, INC.  
d/b/a HOLLISTER CO., HOLLISTER CO.  
CALIFORNIA, LLC,

Defendants.

Case No.: 11-cv-03162-YGR

**ORDER SETTING SUMMARY JUDGMENT  
SCHEDULE**

The Court has reviewed the parties' joint and respective filings regarding motions for summary judgment. (Dkt. Nos. 88–94.) The Court hereby sets the following schedule and page limits for cross-motions for summary judgment:

Plaintiffs' (combined) opening motion:	April 11, 2013	25 pages
Defendants' opposition/cross-motion:	April 25, 2013	25 pages
Plaintiffs' reply:	May 9, 2013	15 pages
Defendants' sur-reply:	May 23, 2013	15 pages
Hearing:	June 18, 2013 at 2:00 p.m.	

The Court will require that the parties file a joint statement of undisputed facts in a chart format. (*See* Standing Order in Civil Cases at Section 9.c.) The parties are ordered to further meet and confer on facts that can be jointly-stipulated for these motions. There is no page limit on the joint statement. The supporting evidence must be submitted in compliance with Civ. L.R. 7.5 and citations

1 to the supporting evidence shall include, at a minimum, references to the declaration and  
2 corresponding exhibit—*e.g.*, Smith Decl., Ex. A (Johnson Dep. 1:1–2:1). The Court will waive the  
3 requirement of separate statements by the parties.

4 By noon of the second business day after each filing, the parties shall provide the Court with  
5 chambers copies of the filings in binders with tabs separating each document and an index. The Court  
6 requests that each document be printed from ECF, such that the documents bear the ECF header  
7 reflecting docket item number and filing date. The Court also requests double-sided pages.

8 The parties are reminded that while out-of-circuit authority may be persuasive, this Court is  
9 bound by Ninth Circuit authority. The parties are advised to focus their briefings on relevant Ninth  
10 Circuit authority.

11 **IT IS SO ORDERED.**

12 Dated: April 4, 2013

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14 YVONNE GONZALEZ ROGERS  
15 UNITED STATES DISTRICT COURT JUDGE  
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United States District Court

Northern District of California